

File No.: 4250-2R

Sector 3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Vit-Immune, L.L.C.
Serial No. : Reissue Application of Keller et al. U.S. Patent No. 6,262,019
Filed : November 26, 2001
For : METHOD OF TREATING GLUTATHIONE DEFICIENT MAMMALS

COPY OF PAPERS
ORIGINALLY FILED

**RESPONSE TO NOTICE TO FILE MISSING
PARTS OF APPLICATION UNDER 37 C.F.R. 1.53(b)**

hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231

February 4, 2002
Date of Deposit

Marta E. Delsignore
Attorney Name

32,689
PTO Registration No.

Marta E. Delsignore
Signature

February 4, 2002
Date of Signature

Assistant Commissioner for Patents
Box Missing Parts
Washington, DC 20231

Sir:

Responsive to the Notice to File Missing Parts of Application Under 37 C.F.R. 1.53(b), enclosed herewith is the reissue specification referring to the above-identified application by one or more of the following in compliance with 37 C.F.R. 1.173(a)(1):

- ☒ [X] Reissue specification in double-column format;
- ☐ [] Name of inventor and application serial number;
- ☐ [] Name of inventor, attorney docket number which was on the application as filed, and filing date of the application;
- ☐ [] Name of inventor, title of invention and filing date;

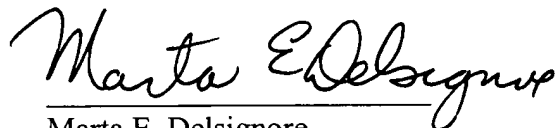
- ☐ Name of inventor, title of invention and reference to a specification which is attached to the oath or declaration at the time of execution and filed with the oath or declaration;
- ☒ Name of inventor, title of invention. As presently advised, the undersigned, a registered attorney, states that the application filed in the PTO is the application which the inventor executed by signing the oath or declaration.

Also enclosed are:

1. ☐ A check in the amount of \$_
☐ \$130 - Other than Small Entity
☐ \$ 65 - Small Entity
representing payment of the surcharge
due for late filing of the Declaration
pursuant to 37 C.F.R. 1.16(e);
 2. ☐ An extension of time to file the Response
to Missing Parts is respectfully requested.
The required fee, calculated pursuant to
1.136(a), is enclosed in the amount of \$ _
 3. ☐ Other ____
\$ _
- TOTAL FEE \$ _

The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication to Deposit Account No. 50-1145. A duplicate copy of this sheet is enclosed.

Respectfully submitted,



Marta E. Delsignore
Patent Office Reg. No 32,689
Attorney for Applicant(s)

Pitney, Hardin, Kipp & Szuch LLC
711 Third Avenue, 20th Floor
New York, NY 10017
(212) 297-5800



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY OF COMMERCE AND
OWNER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/994,164	11/26/2001	Robert H. Keller	4250-2R

Marta E Delsignore

Pitney Hardin Kipp and Szuch LLP

711 Third Avenue

20th Floor

New York, NY 10017

COPY OF PAPERS
ORIGINALLY FILED

RECEIVED
JAN 28 2002
PITNEY HARDIN KIPP & SZUCH LLP

DOCKETED FOR	3-22-02
RECEIVED BY	MSD/LSA
PITNEY HARDIN KIPP & SZUCH LLP NEW YORK, NY	

Date Mailed: 01/22/02

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

Correction of the following is required to complete the reissue application:

☒ The reissue specification has not been provided in double-column format as is required by 37 CFR 1.173(a)(1). A surcharge is not required when supplying this item.

☐ Consent of the assignee is missing. 37 CFR 1.172 requires that the reissue oath/declaration be accompanied by the written consent of all assignees. Until this item is supplied, the oath/declaration remains defective; thus, payment of the surcharge (\$130 for large entity; \$65 for small entity) under 37 CFR 1.53(f) and 37 CFR 1.16(e) is required in addition to the supplying of this item. See MPEP § 1410.01.

☐ Consent of the assignee is present, but is unsigned. A statement of consent bearing the signature of an official authorized to act on behalf of the assignee(s) must be provided, to comply with 37 CFR 1.172. Until this item is supplied, the oath/declaration remains defective; thus, payment of the surcharge (\$130 for large entity; \$65 for small entity) under 37 CFR 1.53(f) and 37 CFR 1.16(e) is required in addition to the supplying of this item. See MPEP § 1410.01.

☐ Assignee's statement under 37 CFR 3.73(b) establishing ownership of the patent is missing. 37 CFR 1.72 requires that all assignees consenting to the reissue establish their ownership interest in the patent by filing in the reissue application a statement in accordance with 37 CFR 3.73(b). See MPEP § 324. Until this item is supplied, the oath/declaration remains defective; thus, payment of the surcharge (\$130 for large entity; \$65 for small entity) under 37 CFR 1.53(f) and 37 CFR 1.16(e) is required in addition to the supplying of this item. See MPEP § 1410.01.

☐ Assignee's statement under 37 CFR 3.73(b) is present, but is unsigned. A 37 CFR 3.73(b) statement bearing the signature of an official authorized to act on behalf of the assignee must be provided. Until this item is supplied, the oath/declaration remains defective; thus, payment of the surcharge (\$130 for large entity; \$65 for small entity) under 37 CFR 1.53(f) and 37 CFR 1.16(e) is required in addition to the supplying of this item. See MPEP § 1410.01.

A copy of this notice **MUST** be returned with the reply.

Office of Initial Patent Examination (703)308-1202